

FILED
US DISTRICT COURT
DISTRICT OF ALASKAUnited States District Court
2005 OCT 22 PM 2:28
ALASKA
DISTRICT OFPLAINTIFF
FAIRBANKS INVESTORS, INC.,V. DEFENDANT AND THIRD PARTY PLAINTIFF
UNITED STATES DEPT. OF
AGRICULTURE, FARM SERVICE
AGENCY.THIRD PARTY SUMMONS IN A
CIVIL ACTION

CASE NUMBER P05-023 CV (RRB)

V. THIRD PARTY DEFENDANT

LYALL BRASIER aka LYALL R.
BRASIER, JR. aka LYALL RAYMOND
BRASIER, JR. andJEANETTE BRASIER aka JEANETTE
E. BRASIER aka JEANETTE ELAINE
BRASIER, Husband and Wife;
VANDER WEELE FARMS; and
FAIRBANKS INVESTORS, INC.To: Name and address of Third Party Defendant
JEANETTE ELAINE BRASIER
PO BOX 483
DELTA JUNCTION, AK 99737

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

JOHN J. BURNS
BORGESON & BURNS PC
100 CUSHMAN STREET #311
FAIRBANKS, AK 99701DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)DANIEL R. COOPER, JR.
ASSISTANT US ATTORNEY
US ATTORNEY'S OFFICE
222 W. SEVENTH AVE #9 RM. 253
ANCHORAGE, AK 99513-7567

an answer to the third-party complaint which is herewith served upon you within 20 days after the service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, unless (1) this is a case within Rule 9 (h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

IDA ROMALA

DEC 05 2005

CLERK

DATE

Sharon M. Justice
(By) DEPUTY CLERK

10

AO 441 (Rev. 5/85) Third Party Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE
NAME OF SERVER	TITLE
JOY McCULLOCH	LEGAL ASSISTANT

Check one box below to indicate appropriate method of service

Served personally upon the third-party defendant. Place where served: _____

Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____

Returned unexecuted: _____

Other (specify): THIRD PARTY SUMMONS & THIRD PARTY COMPLAINT SERVED VIA CERTIFIED MAIL

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
--------	----------	-------

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 12/21/05
Date

Signature of Server

Joy McCulloch
222 W. 7th Ave., Rm 253, Anchorage, AK 99513
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Z 262 264 247

US Postal Service
Receipt for Certified Mail
 No Insurance Coverage Provided.
 Do not use for International Mail (See reverse)

Sent to

Jeanette Elaine Brasier
 Street & Number
 P O Box 483

Post Office, State, & ZIP Code

Delta Junction, AK 99737

Postage

\$ 2.90

Certified Fee

2.30

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to

Whom & Date Delivered

1.75

Return Receipt Showing to Whom,

Date, & Addressee's Address

TOTAL Postage & Fees

\$ 6.95

Postmark or Date

12/8/05

PS Form 3800, April 1995

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the envelope, or on the front if space permits.

1. Article Addressed to:

Jeanette Elaine Brasier
 P O Box 483
 Delta Junction, AK 99737

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Jeanette Elaine Brasier Agent Addressee

Jeanette Elaine Brasier Date of Delivery

D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No

DEC 11 2005

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

Z 262 264 247

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-MA-6500

I declare under penalty of perjury that a true and correct copy of the
Third Party Summons was sent to the following counsel of record
on December 22, 2005, via:

U.S. Mail

John J. Burns
Burgeson & Burns, PC
100 Cushman Street #311
Fairbanks, AK 99701

Executed at Anchorage, Alaska, on December 22, 2005

K. Joy McCullough
Office of the U.S. Attorney